

88 REGISTRY

DIRECTOR OF CENTRAL INTELLIGENCE
Security Committee

FILE Committee 14
Also: Legal 5/ NATIONAL
INTELLIGENCE ACT OF 1980
SECOM-M-230

26 FEB 1980

Minutes
Special Meeting
Friday, 22 February 1980, 1400-1450 Hours
Room 6E13, Langley Headquarters Building

[REDACTED]
Acting Chairman
Presiding

MEMBERS PRESENT

[REDACTED], Defense Intelligence Agency
Col. Herbert Ramm, Department of the Air Force
[REDACTED] Central Intelligence Agency
Mr. Richard L. Welch, Department of the Navy

ALTERNATES PRESENT

[REDACTED] National Security Agency
Mr. James W. Gerblich, Federal Bureau of Investigation
Mr. Albert J. Vada, Department of Energy

ALSO PRESENT

Mr. Maynard C. Anderson, Office of Secretary of Defense
Maj. Arthur Davis, Office Secretary of the Air Force
(Space Systems)

[REDACTED] Defense Intelligence Agency
Mr. Henry W. Kemp, Department of State
[REDACTED] Central Intelligence Agency

Group

Corrected Page

SECOM-M-230

TINTL
The acting chairman referred to material available at the meeting bearing on security policy responsibilities set forth in S. 2284, the Bill introduced by Senator Huddleston as the proposed "National Intelligence Act of 1980." [REDACTED] said this special meeting was called to obtain SECOM views on the security portions of the Bill in order to provide comments for DCI consideration.

TINTL
[REDACTED] commented that neither section 304 (j) of the Bill, dealing with security responsibilities of the Director of National Intelligence [as the DCI would become under this Bill], nor section 613 (c), on security responsibilities of the Director, National Security Agency, appeared to be consistent with Executive Branch policy reflected in Executive Orders 12036 and 12065 and in P.D. 55.

Proposed changes to section 304 (j) were offered to bring it into conformance with E.O. 12036. Changes were proposed to section 613 (c) to relieve perceived inconsistencies with P.D. 55.

ATINTL
[REDACTED] then took up each section in turn, advising that he was not asking members to commit their Principals to positions but was seeking to determine whether members, as the senior security officers of Community departments and agencies, shared concerns about the existing language of the Bill and whether they inclined to support of the proposed fixes.

No one present said they thought section 304 (j) was satisfactory as drafted, or objected to possible change to it. All members or alternates, except the NSA representative, supported the proposed change. [REDACTED] NSA, said he would have to defer taking a position. STATIN

SECOM-M-230

ATINTL

Only the NSA representative said he thought section 613 (c) was satisfactory as drafted in the Bill. All other members or alternates wanted to see it changed, and were agreeable to the deletions suggested by

Mr. Anderson, Defense, commented that the deletions took nothing away from essential Secretary of Defense authorities, and that the change was preferable to the existing language.

Copies of the Bill's pages containing sections 304 (j) and 613 (c), and showing the suggested changes, are attached.

[REDACTED]

Executive Secretary

STATIN

Attachment

THE NATIONAL INTELLIGENCE ACT OF 1980

TABLE OF CONTENTS

TITLE I--AUTHORIZATION FOR INTELLIGENCE ACTIVITIES

PART A--FINDINGS; PURPOSES; DEFINITIONS

- Sec. 101. Statement of Findings
- Sec. 102. Statement of Purposes
- Sec. 103. Definitions

PART B--GENERAL INTELLIGENCE AUTHORITIES

- Sec. 111. Authorization for Intelligence Activities
- Sec. 112. National Security Council

PART C--AUTHORIZATION AND PROCEDURES FOR SPECIAL ACTIVITIES AND OTHER SENSITIVE INTELLIGENCE ACTIVITIES

- Sec. 121. Purpose
- Sec. 122. Conduct of Special Activities
- Sec. 123. Authorization for Special Activities
- Sec. 124. Authorization for Other Sensitive Intelligence Activities
- Sec. 125. Congressional Notification

PART D--LIMITATIONS ON INTELLIGENCE AUTHORITIES

- Sec. 131. Prohibition on Assassination
- Sec. 132. Integrity of Private Institutions of the United States
- Sec. 133. Restrictions on Covert Domestic Publication
- Sec. 134. Restrictions on Contracting
- Sec. 135. Activities Undertaken Indirectly

PART E--OVERSIGHT AND ACCOUNTABILITY

- Sec. 141. Intelligence Oversight Board; Reporting on Violations; Disciplinary Procedures
- Sec. 142. Congressional Oversight
- Sec. 143. Congressional Committee Reports; Disclosure Provisions
- Sec. 144. Requirements Relating to Appropriations
- Sec. 145. Audits and Reviews by the Comptroller General

TITLE II--STANDARDS FOR INTELLIGENCE ACTIVITIES

PART A--PURPOSES AND DEFINITIONS

- Sec. 201. Statement of Purposes
- Sec. 202. Definitions

PART B--AUTHORITY AND STANDARDS FOR ACTIVITIES THAT CONCERN UNITED STATES PERSONS

- Sec. 211. Authority for Activities that Concern United States Persons
- Sec. 212. Procedures

- Sec. 213. Collection of Foreign Intelligence
- Sec. 214. Counterintelligence and Counterterrorism Intelligence Activities
- Sec. 215. Collection of Information Concerning Targets of Clandestine Intelligence Gathering Activity of Foreign Governments
- Sec. 216. Collection of Information Concerning Potential Sources of Intelligence or Operational Assistance
- Sec. 217. Collection of Information for Security Purposes
- Sec. 218. Review of Activities

PART C--STANDARDS FOR EXTRAORDINARY TECHNIQUES

- Sec. 221. Use of Extraordinary Techniques Outside the United States
- Sec. 222. Cooperative Arrangements
- Sec. 223. Emergency Procedures

PART D--REMEDIES AND SANCTIONS; OTHER PROVISIONS

- Sec. 231. Criminal Sanctions
- Sec. 232. Civil Liability and Jurisdiction
- Sec. 233. Protection of Privileged Communications
- Sec. 234. Administrative Rulemaking

TITLE III--THE INTELLIGENCE COMMUNITY

- Sec. 301. Purposes
- Sec. 302. Presidential Designation of National Intelligence Activities
- Sec. 303. Director and Deputy Director of National Intelligence
- Sec. 304. Duties and Authorities of the Director
- Sec. 305. Assistant Directors; General Counsel; Committees and Boards
- Sec. 306. Departmental Responsibility for Reporting National Intelligence
- Sec. 307. Annual Report of the Director
- Sec. 308. National Intelligence Program and Budget Authority; Information
- Sec. 309. Funds Appropriated to the Office of the Director

TITLE IV--CENTRAL INTELLIGENCE AGENCY

PART A--PURPOSES

- Sec. 401. Statement of Purposes

PART B--ESTABLISHMENT OF AGENCY; DIRECTOR; DEPUTY DIRECTOR; GENERAL COUNSEL; INSPECTOR GENERAL; FUNCTIONS

- Sec. 411. Establishment of Central Intelligence Agency
- Sec. 412. Duties of Director and Deputy Director
- Sec. 413. General Counsel and Inspector General
- Sec. 414. Functions

(3) ensure access of each entity of the intelligence community to national intelligence relevant to that entity's authorized activities which has been collected or produced by any other entity of the intelligence community.

(g) The Director shall ensure the appropriate implementation of special activities and sensitive foreign intelligence, counterintelligence, and counterterrorism intelligence activities outside the United States designated under section 133 of this Act.

(h) The Director shall--

(1) formulate policies with respect to intelligence arrangements with foreign governments, in consultation with the Secretary of State; and

(2) coordinate intelligence relationships between the various entities of the intelligence community and the foreign intelligence or internal security services of foreign governments.

(i) The Director shall promote the development and maintenance of services of common concern by designated foreign intelligence organizations on behalf of the intelligence community.

(j) The Director shall be responsible for the protection from unauthorized disclosure of intelligence sources and methods and shall establish for departments and agencies ^{COMMON} (minimum) security standards for ^{AND ACCESS} (the management) ^{MANAGING} and handling ^{FOREIGN INTELLIGENCE SYSTEMS,} of information ^{PRODUCTS} and ~~(material relating to intelligence sources and methods.)~~

(k) No provision of law shall be construed to require the Director or any other officer or employee of the United States to disclose the organization, function, name, official title, salary, or affiliation with the Office of the Director of National Intelligence of any person employed by the Office, or the numbers of persons employed by the Office.

(l) The Director may appoint and separate such civilian personnel or contract for such personal services as the Director deems advisable to perform the functions of the Office of

and enforce for the (United States signals intelligence system and (C) for the communications security activities of the United States Government security rules, regulations, procedures, standards, and requirements with respect to personnel security clearances, authorizations for access to facilities and information, physical security of facilities, equipment, and information, and the transmission, processing, and reporting of information, in order to protect (signals intelligence and) communications security information from unauthorized disclosure. All such rules, regulations, procedures, standards, and requirements shall be in accord with applicable law and with policy guidance from the Director of National Intelligence with respect to signals intelligence activities and the Secretary of Defense with respect to communications security activities. Enforcement of all such rules, regulations, procedures, standards, and requirements shall be coordinated with the head of each concerned department or agency.

(d) To assist the Director in the fulfillment of his responsibilities under this section, the heads of all departments and agencies shall furnish the Director, upon request and in accordance with applicable law, such data as the Director may require and the Director shall take appropriate steps to maintain the confidentiality of any information which is so provided.

GENERAL COUNSEL; INSPECTOR GENERAL

Sec. 614. (a) There shall be a General Counsel of the National Security Agency appointed by the President, by and with the advice and consent of the Senate, who shall discharge the responsibilities of general counsel under this Act for the Agency.

(b) There shall be an Inspector General of the National Security Agency, appointed by the Director, who shall discharge the responsibilities of inspector general under this Act for the Agency.